

DA C
TFW



SERIAL NO. 10/576,970

PATENT APPLICATION

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant:	RANTAPUSKA ET AL.	Examiner:	Unassigned
Serial No.:	10/576,970	Group Art Unit:	Unknown
I.A. Filing Date:	October 27, 2003	Docket No.:	BKS.019.WUS
Title:	METHOD AND DEVICES FOR RELAYED PEER-TO-PEER COMMUNICATIONS BETWEEN TERMINALS IN MOBILE NETWORKS		

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the papers, as described herein, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 30, 2008.

By: Tracey M. Dotter
Tracey M. Dotter

Petition Under 37 C.F.R. § 1.181 (MPEP § 711.03(c))
To Withdraw Holding Of Abandonment

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully request withdrawal of the holding of abandonment in patent application Serial No. 10/576,970. No fees by the Applicant should be required or otherwise incurred in view of the following evidence and facts which support this request. However, to the extent that other fees are necessary for entry of this Petition, and/or charges/overpayments apply, authorization is given to charge/credit Deposit Account 50-3581 (BKS.019.WUS).

This Petition is being timely presented under 37 C.F.R. § 1.8(b), as the Petition is being filed within two months of becoming aware that the case had been characterized as abandoned.

A Notice of Abandonment dated December 10, 2007 (Exhibit A) was received by Applicant's representative. The Notice of Abandonment, enclosed as Exhibit A, alleges that a Reply to the Notification of Missing Requirements dated December 19, 2006 was not timely submitted to the U.S. Patent and Trademark Office.

Applicant contends a response to the notification was not filed because the Applicant's representative did not receive the Notification of Missing Requirements. The practitioner has

done a search of the practitioner's records and also a thorough search of the file wrapper and also contends the Notification was not received.

Based on the practitioner's office procedures for handling incoming mail from the U.S. Patent and Trademark Office, the practitioner asserts that the Notification was not received at the correspondence address. The practitioner utilizes a docketing system to record the pertinent information relating to the application, for example, the docket number, serial number, and expected actions. As seen in Exhibit B, a series of potential action items are recorded in the docketing system for Attorney Docket No. BKS.019.WUS. It is the general practice to enter a docket due date when an Official Communication is received from the U.S. Patent Office. The practitioner has reviewed the docket entries for the above-identified matter, and asserts that had a Notification of Missing Requirements been received, the enclosed docket entries would have reflected as much. Since the docket entries for this matter still indicate to "Check Notice of Missing Requirements" the practitioner believes the Notification was never received at his office.

In view of the above, Applicant respectfully request that the holding of abandonment in Patent Application Serial Number 10/576,970 be withdrawn, and that a new Notification of Missing Requirements be mailed.

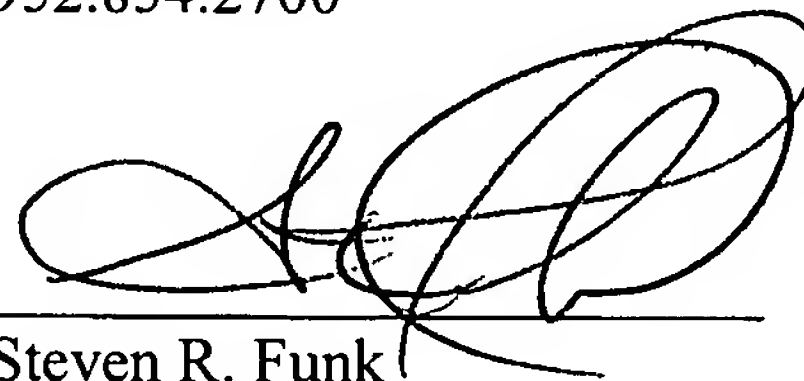
If the Patent Office believes it necessary or helpful, the Patent Office is invited to contact the undersigned attorney at the number below to discuss any issues related to this case.

Respectfully submitted,

HOLLINGSWORTH & FUNK, LLC
8009 34th Avenue South, Suite 125
Minneapolis, MN 55425
952.854.2700

Date: 1/30/2008

By:



Steven R. Funk
Reg. No.: 37,830

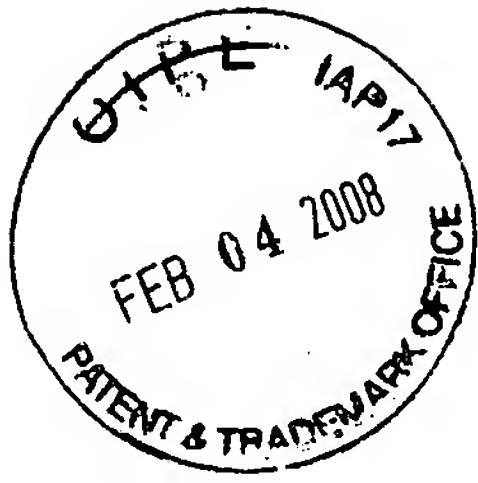
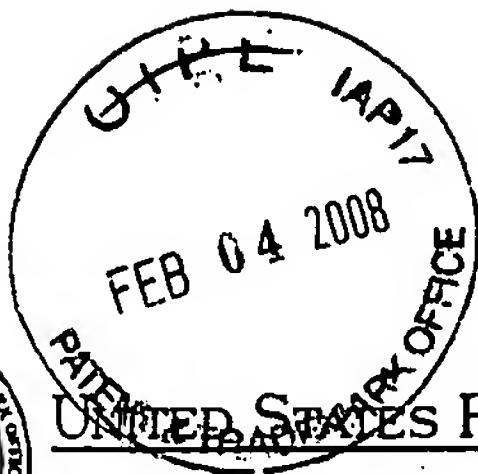


EXHIBIT A



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/576,970	Rantapuska	BKS.019.WUS

HOLLINGSWORTH & FUNK
8009 34TH AVENUE SOUTH,
SUITE 125
MINNEAPOLIS, MN 55425

INTERNATIONAL APPLICATION NO.	
PCT/IB03/04738	
I.A. FILING DATE	PRIORITY DATE
10/27/2003	

CONFIRMATION NO. 7536
371 ABANDONMENT/TERMINATION
LETTER



Date Mailed: 12/10/2007

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 12/19/2006 within the time period set therein.

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

TERRY M JOHNSON VESSELS

Telephone: (703) 308-9140 EXT 221

EXHIBIT B

Filters Used:

8 Tagged Records

ToDo Report

Custom List Format

Date Printed: 1/21/2008

Time Printed: 4:11PM

Printed By: TMD

Date		MatterNo	Description	Staff	Dc
5/16/2006	Tue §	BKS.019.WUS	Verify Postcard Received	Steven R Funk	N
7/25/2006	Tue §	BKS.019.WUS	File IDS	Steven R Funk	N
7/25/2006	Tue §	BKS.019.WUS	Check Notice of Missing Requirements	Steven R Funk	N
11/25/2006	Sat §	BKS.019.WUS	Check Notice of Acceptance	Steven R Funk	N
11/25/2006	Sat §	BKS.019.WUS	File Assignment	Steven R Funk	N
12/25/2006	Mon §	BKS.019.WUS	Check Assignment	Steven R Funk	N
10/25/2007	Thu §	BKS.019.WUS	Verify PTO acknowledge copy of priority document in OA	Steven R Funk	N
4/25/2010	Sun §	BKS.019.WUS	Status Check, 48M	Steven R Funk	N

